

1 THE HONORABLE KAREN L. STROMBOM
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 ZIMMER AUSTIN INC.

11 Plaintiff,

12 NO. C04-5261 KLS

13 vs.

**STIPULATION AND ORDER
EXTENDING DEADLINE ON
PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT**

14 JAMES MICHAEL IRWIN,

15 Defendant.

16 COME NOW the parties, through their respective attorneys and stipulation as
17 follows:

18 One of plaintiff's witnesses ("plaintiff's witness") was originally scheduled for
19 deposition on March 8, 2006, but the parties had to reschedule plaintiff's witness'

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**STIPULATION AND ORDER EXTENDING
DEADLINES ON PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT**

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DAVIES PEARSON, P.C.
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1 deposition until March 31, 2006 because he has been involved in a trial in Los Angeles,
2 California for a longer period than expected.

3 The defendant's deadline to respond to the plaintiff's summary judgment motion is
4 March 20, 2006, and it is the defendant's position that the deposition of plaintiff's witness
5 will most likely be a critical part of the response.

6 Therefore, the parties respectfully request that the court extend the defendant's
7 deadline to respond to the plaintiff's motion for summary judgment until April 7, 2006 and
8 extend the plaintiff's deadline to reply to defendant's response brief until April 12, 2006.

9 DATED: _____

10 DAVIES PEARSON, P.C.

BAKER & DANIELS

11
12 By: (original signed)
PETER T. PETRICH, WSBA #8316
13 Attorneys for Defendant

By: (original signed)
J. STEPHEN BENNETT (*Pro Hac Vice*)
Attorney for Plaintiff

14 **ORDERED**

15 The court having reviewed the records and files herein, including the parties'
16 stipulation above, it is hereby

17 ORDERED, the defendant's deadline to respond to plaintiff's motion for summary
18 judgment is hereby extended to April 7, 2006.

19 ORDERED, the plaintiff's deadline to reply to defendant's response brief is hereby
20 extended to April 12, 2006.

21 **STIPULATION AND ORDER EXTENDING
22 DEADLINES ON PLAINTIFF'S MOTION FOR
23 SUMMARY JUDGMENT**

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Oral arguments has been requested by all parties and a hearing date has been scheduled for April 21, 2006 at 9:00 a.m.

3 All other dates and deadlines previously set by the court remain unchanged.

4 DATED: March 16, 2006

Karen L. Stromberg

Karen L. Strombom
United States Magistrate Judge

**STIPULATION AND ORDER EXTENDING
DEADLINES ON PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT**

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